

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION

### **Decision by Court.**

**IT IS ORDERED, ADJUDGED, AND DECREED** that the court ADOPTS the conclusions in the M&R [D.E. 5]. The court DISMISSES WITH PREJUDICE plaintiff's complaint for failure to state a claim upon which relief can be granted [D.E. 6].

**This Judgment Filed and Entered on May 19, 2023, and Copies To:**

Phillip L. Poole (via CM/ECF electronic notification)

DATE: May 19, 2023

PETER A. MOORE, JR., CLERK

(By) /s/ Stephanie Mann  
Deputy Clerk